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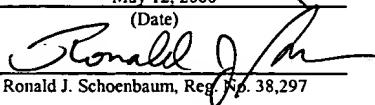
PATENT

Case Docket No. MERCURY.054A  
Date: May 12, 2000

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Eli Levy  
Appl. No. : 09/531,821  
Filed : March 21, 2000  
For : SERVER MONITORING  
USING VIRTUAL POINTS  
OF PRESENCE  
Examiner : UNKNOWN  
Group Art Unit : UNKNOWN

I hereby certify that this correspondence and all  
marked attachments are being deposited with the  
United States Postal Service as first class mail in  
an envelope addressed to: Assistant Commissioner  
for Patents, Washington, D.C. 20231, on

May 12, 2000  
(Date)  
  
Ronald J. Schoenbaum, Reg. No. 38,297

TRANSMITTAL LETTER

ASSISTANT COMMISSIONER FOR PATENTS  
WASHINGTON, D.C. 20231

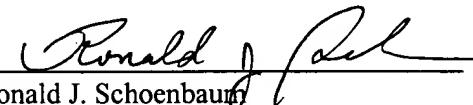
ATTENTION: APPLICATION BRANCH

Dear Sir:

Enclosed for filing in the above-identified application are the following documents:

- (X) An Information Disclosure Statement;
- (X) A PTO Form 1449 listing fourteen (14) references, copies of which are enclosed; and
- (X) A return prepaid postcard.

The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment, to Account No. 11-1410. A duplicate copy of this sheet is enclosed.

  
Ronald J. Schoenbaum  
Registration No. 38,297  
Attorney of Record

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MERCURY.054A



PATENT #4

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

|           |   |                      |                          |
|-----------|---|----------------------|--------------------------|
| Applicant | : | Eli Levy             | ) Group Art Unit UNKNOWN |
|           |   |                      | )                        |
| App. No.  | : | 09/531,821           | )                        |
|           |   |                      | )                        |
| Filed     | : | March 21, 2000       | )                        |
|           |   |                      | )                        |
| For       | : | SERVER MONITORING    | )                        |
|           |   | USING VIRTUAL POINTS | )                        |
|           |   | OF PRESENCE          | )                        |
|           |   |                      | )                        |
| Examiner  | : | UNKNOWN              | )                        |
|           |   |                      | )                        |
|           |   |                      | )                        |

INFORMATION DISCLOSURE STATEMENT

Assistant Commissioner for Patents  
Washington, D.C. 20231

Dear Sir:

Enclosed is form PTO-1449 listing fourteen (14) references that are also enclosed. Applicant requests that the enclosed manual for Mercury Interactive's LoadRunner 5.01 be treated as prior art. This Information Disclosure Statement is being filed before the receipt of a first Office Action on the merits, and presumably no fee is required in accordance with 37 C.F.R. § 1.97(b)(3). If a first Office Action on the merits was mailed before the mailing date of this Statement, the Commissioner is authorized to charge the fee set forth in 37 C.F.R. § 1.17(p) to Deposit Account 11-1410. A duplicate copy of this Statement is enclosed for that purpose.

Respectfully submitted,

KNOBBE, MARTENS, OLSON & BEAR, LLP

Dated: 5-12-00

By: Ronald J. Schoenbaum

Ronald J. Schoenbaum

Registration No. 38,297

Attorney of Record

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